### CONSTITUTIONAL AMENDMENT

8lr1586

By: Delegates Saab, Afzali, Clark, Folden, S. Howard, Krebs, Malone, McComas, Metzgar, Miele, Morgan, Rose, Shoemaker, Szeliga, and West

Introduced and read first time: February 5, 2018 Assigned to: Rules and Executive Nominations

#### A BILL ENTITLED

1	AN ACT con	cerning
_	111.1101.01.	8

2

# General Assembly - Term Limits

- 3 FOR the purpose of proposing an amendment to the Maryland Constitution to limit the 4 number of consecutive terms as either a Senator or a Delegate to which a person may 5 be elected; specifying how service for a certain partial term shall be considered for 6 purposes of the term limits; providing that certain provisions of this amendment do 7 not prohibit a certain person who was elected to serve a further consecutive term in 8 the same office in a certain election from serving in the same office during a certain 9 term; providing for the termination of certain provisions of this amendment; making 10 stylistic changes; generally relating to limiting the number of terms members of the 11 General Assembly may serve; and submitting this amendment to the qualified voters of the State for their adoption or rejection. 12
- 13 BY proposing an amendment to the Maryland Constitution
- 14 Article III Legislative Department
- 15 Section 6
- 16 BY proposing an addition to the Maryland Constitution
- 17 Article XVIII Provisions of Limited Duration
- 18 Section 6
- 19 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
- 20 (Three-fifths of all the members elected to each of the two Houses concurring), That it be
- 21 proposed that the Maryland Constitution read as follows:

## Article III - Legislative Department

23 6.

22

- 1 (A) A member of the General Assembly shall be elected by the registered voters of 2 the legislative or delegate district from which [he] THE MEMBER seeks election, to serve 3 for a term of four years beginning on the second Wednesday of January following [his] THE 4 MEMBER'S election.
- 5 (B) (1) A PERSON WHO HAS BEEN ELECTED TO THREE CONSECUTIVE 6 TERMS AS EITHER A SENATOR OR A DELEGATE SHALL BE INELIGIBLE TO BE 7 ELECTED TO SERVE A FURTHER CONSECUTIVE TERM IN THE SAME OFFICE.
- 8 (2) FOR PURPOSES OF THE LIMITATION UNDER THIS SUBSECTION, IF
  9 A PERSON HAS SERVED MORE THAN THREE YEARS OF A TERM AS A SENATOR OR A
  10 DELEGATE TO WHICH ANOTHER PERSON WAS ELECTED, THAT PERSON SHALL BE
  11 CONSIDERED TO HAVE BEEN ELECTED TO A FULL TERM.

## Article XVIII - Provisions of Limited Duration

13 **6.** 

12

- 14 (A) FOR THE PURPOSE OF IMPLEMENTING THE AMENDMENTS PROPOSED
  15 BY HOUSE BILL \_\_\_\_\_ OF 2018 (8LR1586) CONCERNING TERM LIMITS FOR MEMBERS
  16 OF THE GENERAL ASSEMBLY, THIS SECTION IS TEMPORARILY A PART OF ARTICLE
  17 III LEGISLATIVE DEPARTMENT, SECTION 6. THIS SECTION SHALL EXPIRE AT THE
  18 END OF THE GENERAL ASSEMBLY TERM THAT BEGINS JANUARY 9, 2019.
- 19 (B) ARTICLE III, SECTION 6 OF THIS CONSTITUTION DOES NOT PROHIBIT A
  20 PERSON WHO HAS BEEN ELECTED TO THREE OR MORE CONSECUTIVE TERMS AS A
  21 SENATOR OR A DELEGATE AND WHO WAS ELECTED TO SERVE A FURTHER
  22 CONSECUTIVE TERM IN THE SAME OFFICE IN THE NOVEMBER 2018 ELECTION FROM
  23 SERVING IN THE SAME OFFICE DURING THE TERM THAT BEGINS JANUARY 9, 2019.
- SECTION 2. AND BE IT FURTHER ENACTED, That the General Assembly determines that the amendment to the Maryland Constitution proposed by Section 1 of this Act affects multiple jurisdictions and that the provisions of Article XIV, § 1 of the Maryland Constitution concerning local approval of constitutional amendments do not apply.
- 28 SECTION 3. AND BE IT FURTHER ENACTED, That the amendment to the 29 Maryland Constitution proposed by Section 1 of this Act shall be submitted to the qualified voters of the State at the next general election to be held in November 2018 for adoption or 30 rejection pursuant to Article XIV of the Maryland Constitution. At that general election, 31 32 the vote on the proposed amendment to the Constitution shall be by ballot, and on each ballot there shall be printed the words "For the Constitutional Amendment" and "Against 33 34 the Constitutional Amendment", as now provided by law. Immediately after the election, 35 all returns shall be made to the Governor of the vote for and against the proposed amendment, as directed by Article XIV of the Maryland Constitution, and further 36 37 proceedings had in accordance with Article XIV.